

Parent  
Attorney Docket No. 76272

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**In re Patent Application of BERKENSTAM et al.**

Application No.:	09/896,791	Art Unit:	1642
Filed:	June 29, 2001	Examiner:	Gary B. Nickol
<b>Title: INHIBITORY PAS DOMAIN PROTEIN (IPAS) AND SCREENING METHODS RELATED TO ANGIOGENESIS AND TUMOR PROGRESSION</b>			

**REQUEST FOR REFUND UNDER 35 U.S.C. §42(d) and 37 C.F.R. §1.26**

Refund Section, Receipts Division  
 Office of Finance  
 U.S. Patent and Trademark Office  
 Box 1450  
 Alexandria, VA 22131-2450

Via facsimile to 571-273-6500  
 Page 1 of 3

Sir;

A payment of \$1000 for the small entity issue fee and publication fee was authorized to be deducted from Deposit Account No 501249 by the undersigned on December 2, 2005. The Office erroneously withdrew only \$300, thus resulting in a Notice of Abandonment for failure to pay the issue fee. A Petition to withdraw this holding of abandonment was filed on April 19, 2006, which pointed out that the correct issue fee and publication fee of \$1000 should have been drawn from the Deposit Account on December 2, 2005. There were sufficient funds in the account.

According to on-line inspection of Deposit Account No 501249 it is apparent that the Office deducted \$1400 on April 20, 2006. This amount is \$700 in excess of what is required to cover official fees and that \$700 should be reimbursed. In short, the fees are as follows:

December 2, 2005, payment authorized by applicant	\$1000
December 2, 2005, payment collected by USPTO	-\$300
Balance due to be deducted	\$700
April 20, 2006, balance collected by USPTO	\$1400
Overpayment for which refund is requested	700.00 DA -\$700

06/27/2006 RELENGHS 00000002 501249 09896791  
01 FC:2501

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Thus, please credit Deposit Account No 501249 the \$700 which was drawn in excess. If there are any questions a call to the undersigned is appreciated. Thank you.

Respectfully Submitted,

May 24, 2006



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